

## ABSTRAK

Kajian ini menghuraikan konsep *al-'amr* dan peranannya sebagai dalil bagi sesuatu hukum yang diambil daripada ayat al-Qur'ān mahupun al-Hadith. Juga diuraikan dengan terperinci pendapat-pendapat ulama '*Uṣūl al-Fiqh* mengenai *ṣiḡhat al-'amr* yang merupakan satu elemen penting bagi mendapatkan hukum.

Kajian ini bertujuan menjelaskan peranan *al-'amr* mengikut pandangan ulama '*uṣūl* di dalam merealisasikan '*istinbāṭ* hukum syariah daripada al-Qur'ān mahupun al-Sunnah. Konsep *al-'amr* menjelaskan kepada kita perlunya menunaikan tanggungjawab untuk melaksanakan setiap perintah. Namun tidak semua *al-'amr* bersifat wajib. Ini menunjukkan bahawa hukum syariah tidak memberatkan hamba semata-mata kerana ianya didatangkan dalam bentuk *al-'amr*. Oleh itu penelitian tentang pandangan dan pendapat ulama '*uṣūl* dapat menjelaskan hukum yang lahir daripada *ṣiḡhat al-'amr*.



Perkara utama yang ditekankan ialah bagaimana hukum-hukum yang diambil daripada *ṣiḡhat al-'amr* menjadi wajib, sunat ataupun harus. Persoalan tersebut terjawab melalui huraian dalil-dalil daripada al-Qur'ān dan al-Hadith, manakala analisa ayat-ayat al-Qur'ān yang ber*ṣiḡhat al-'amr* pula adalah contoh aplikasi *ṣiḡhat al-'amr* di dalam sesuatu hukum yang amat diambil perhatian oleh para ulama '*uṣūl* dan ulama Fiqh.

## ABSTRACT

The research investigates on the concept of *al-'amr* and its role as reasoning factors in accepting certain laws derived from the Holy Qur'ān as well as the Hadith. It also examines and explains the opinions of religious scholars of '*Uṣūl al-Fiqh* with regards to *ṣīghat al-'amr* as a vital element concluding the Syariah Law.

The objective of this research is to explain in the role of *al-'amr* from the perspectives of the religious scholars of '*Uṣūl al-Fiqh* in their effort to materialize the '*istinbāṭ* of Syariah Law from the Holy Qur'ān and the Sunnah. *al-'Amr* itself is a concept of abiding to the Law. Nevertheless *al-'amr* does not necessarily mean compulsory. Hence, the beauty of the Syariah Law is shown as not to unjustly burden the mankind. Thus, the views and opinions of the religious scholars of '*Uṣūl al-Fiqh* could give an insight to the laws that derived from *ṣīghat al-'amr*.

The research also focuses on how the laws from *ṣīghat al-'amr* would be classified as obligatory, commendable or optional; supported by arguments and reasonings from the Holy Qur'ān and the Hadith while analysis of some verses of the Holy Qur'ān in the context of *ṣīghat al-'amr* is also presented to illustrate the refine work of the scholars in the fields of '*Uṣūl* and *Fiqh* to conclude certain laws of Syariah.